THE STAGE CARRIAGES ACT, 1861 (XVI OF 1861).

G. N., J. D., No. 2062, dated 20th March 1914 (B. G., Pt. I, p. 556). Ss. 20-A and 23

Amended by G. N., J. D., No. 8166, dated 18th December 1918.
Amended by G. N., H. D., No. 8918/3, dated 7th October 1941.

In exercise of the powers conferred by sections 20-A and 23 of the Stage-Carriages Act, XVI of 1861, the Governor in Council is pleased to issue the following rules for the regulation of stage-carriages plying for hire between Jambusar and Masar road railway station and between Jambusar and Amod in the Broach District :—

RULES.

1. Licences under section 2 of the Act shall be issued by the Sub-divisional Magistrate in charge of Jambusar taluka. For each licence the proprietor of the stage-carriage shall pay a fee of Rs. 2. Licences, which shall remain in force for one year from the date of their issue if not otherwise cancelled, may be renewed on payment of the above fee.

2. Such licences shall be granted in the form hereto annexed (Form A).

3. A register shall be kept in which shall be entered a description of every stage-carriage, licensed under these rules, which has been inspected and approved for use as a stage-carriage.

4. Before a licence is issued or renewed for any carriage under these rules, the carriage shall be produced before the Sub-divisional Magistrate or any other officer appointed by him in this behalf, to whom shall be furnished all the information required for filling up the register and the licence.

5. Every holder of a licence issued under these rules shall produce or cause to be produced the carriage with its horses or bullocks, as the case may be, for which the licence is given, for inspection by the Sub-divisional Magistrate or by any officer appointed by him in this behalf, at any time at which he may be called on to do so during the currency of the licence, unless at the time engaged in plying for hire.

6. The proprietor of every stage-carriage licensed under these rules—

(*a*) shall, whenever he may change his residence or office, give notice in writing to the Sub-divisional Magistrate of such change within one week thereof; and

(*b*) shall not transfer or lend to any person any licence granted under these rules without obtaining an endorsement in writing from the Sub-divisional Magistrate on the reverse of such licence, sanctioning such transfer or loan.

7. No horse shall be driven more than once in a day of 24 hours from Jambusar to Amod and Jambusar to Utchad limits and back or *vice versa*, and no horse or bullock shall be used for a return journey unless it shall have had at least one hour of rest at Jambusar, Utchad, or at Amod.

8. The District Superintendent of Police, Broach, the Inspector of Police, Jambusar Division, and the senior taluka Magistrate of Jambusar taluka shall have power to suspend the licence for any carriage licensed under these rules in respect of which any of the above rules or any condition in the licence has been infringed; and shall forthwith report his action to the Sub-divisional Magistrate for orders. The suspension of a licence shall have the same effect, until the orders of the Sub-divisional Magistrate are obtained, as the cancellation of a licence.

* *Vide* Note on the next page.

9. A licence may be cancelled by the Sub-divisional Magistrate on second conviction of the holder of a licence for any offence against the rules, or for infringement of the conditions of the licence.

Every conviction shall be entered in the licence and noted in the register.

10. The Sub-divisional Magistrate may in his discretion decline to issue a licence under these rules to any one who has, or whose servants or agents have, been convicted more than once for offences against the rules or provisions of the Act.

11. Every proprietor of stage-carriage licensed under these rules, or agent of such proprietor or driver, who shall disobey the provisions of the rules 6 and 7 or knowingly permit them to be disobeyed, and every proprietor, who shall disobey the provisions of rule 5, shall be liable to a fine not exceeding Rs. 100 (one hundred).

FORM A.

Stage-carriage licence No.

Head Office of Proprietor :—

By virtue of the powers vested in me by the rules made by the State Government under section 20-A of the Stage-Carriages Act, XVI of 1861, as amended by Act I of 1898, I hereby grant to you resident of this licence to keep and let for hire the carriage numbered as above for $\frac{\text{six months}}{\text{one year}}$ the licence to expire on 31st December if that date occurs within the above-mentioned period, on the conditions hereunder set forth.

I. It shall be drawn by $\frac{\text{one horse}}{\text{two horses}}$ or two bullocks.

II. It shall not carry more than four passengers in a horse and small bullock carriage and six passengers in a large bullock cart.

III. It shall not carry more than the following number of passengers and the weight of luggage below mentioned :—

(*a*) A one-horse carriage or a small bullock carriage may carry half a maund of luggage and three passengers, and an extra maund of luggage for every passenger less than that number.

(*b*) A two horse carriage may carry one maund of luggage and four passengers, and an extra maund of luggage for every passenger less than that number.

(*c*) A large two-bullock carriage may carry two maunds of luggage and six passengers, and two maunds of luggage extra for every passenger less than that number.

(*d*) A child under 14 shall count as half a passenger, and infants in arms shall not be counted at all.

(*e*) The driver shall be exclusive of the number of the passengers above quoted.

Note.—Infringements of the conditions of the licence are punishable on conviction under section 8 of the Act with fine not exceeding Rs. 100 in the case of first conviction and Rs. 500 in the case of any subsequent conviction. This licence is liable to be cancelled if the stage-carriageor any harness or any yoke used with such carriage is unserviceable or unsafe or otherwise unfit for public accommodation or use.

Given under my hand and seal this day of 19

Sub-divisional Magistrate,
in charge Jambusar taluka.

* This notn. is in force in so far as it relates to Jambusar and Masar Road Railway Station. In so far as it relates to Jambusar and Amod it is no longer in force as the Bombay Public Conveyances Act, 1920, has been extended to this area (*vide* Commissioner, N. D.'s Notn. No. P.O.L./488, 1st August, 1924).

S. 23 **G. N., J. D., No. 3737, dated 12th June 1917 (B. G., Pt. I, p. 1523).**

In exercise of the powers vested in him by section 23 of Act XVI of 1861 (an Act for licensing and regulating Stage-carriages), the Governor in Council hereby exempts the following class of carriages from all the provisions of the said Act, viz. :—

Carriages used for the conveyance of Government's mails.